

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Edward W. Miller, Circuit Court Judge

Appellate Case No. 2013-001812

Callawassie Island Members Club, Inc., Respondents

v.

Arthur Applegate, Appellant

**APPELLANT'S DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

Brian D. McDaniel
Law Office Of Brian McDaniel, LLC
Post Office Box 2085
Beaufort, South Carolina 29901
SC Bar # 68618
(843) 379-5117
Attorney for the Appellant

Other Counsel of Record:

Minor, Haight & Arundell, P.C.
Ehrick K. Haight, Jr., Esquire
P.O. Drawer 6067
Hilton Head Island, SC 29938
Attorney for the Plaintiff / Respondent

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Howell, Gibson & Hughes, P.A.
Stephen P. Hughes, Esquire
P. O. Drawer 40
Beaufort, SC 29901-0040
Attorney for the Plaintiff/ Respondent

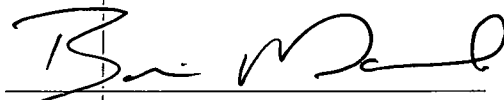
Howell, Gibson & Hughes, P.A.
William T. Young, Esquire
P. O. Drawer 40
Beaufort, SC 29901-0040
Attorney for the Plaintiff/ Respondent

Jennifer I. Campbell, Esquire
2008 Spectable Street
Beaufort, South Carolina 29902
Attorney for the Defendant

Appellant's Designation of Matter to be included in the Record on Appeal:

1. Respondent/Plaintiff's Motion for Non-Jury Trial dated May 10, 2013
2. Appellant/Defendant's Memorandum in Opposition to Plaintiff's Motion to Convert to Nonjury Trial dated May 10, 2013
3. Order of Judge Edward W. Miller dated May 14, 2013.
4. Appellant's Motion to Alter or Amend Order dated May 14, 2013 – (Order of Judge Edward W. Miller) – dated June 6, 2013
5. Order of Judge Edward W. Miller dated July 17, 2013
6. Respondent/ The Callawassie Island Members Club, Inc.'s Motion for Summary Judgment dated April 26, 2013
7. Respondent/Plaintiff's Memorandum in Support of Motion for Summary Judgment and in Opposition to Defendant's Motions for Same dated May 7, 2013
8. Appellant/Defendant's Memorandum in Opposition to Plaintiff's Motions for Summary Judgment dated May 8, 2013
9. Order of Judge J. Ernest Kinard Jr. dated May 9, 2013
10. Respondent's Motion to Alter or Amend Order the May 9, 2013 Order of Judge J. Ernest Kinard Jr. dated May 15, 2013
11. Order of Judge J. Ernest Kinard, Jr. dated June 28, 2013
12. Respondent/Plaintiff's Notice and Motion for Summary Judgment dated June 2, 2010 with Exhibits A, B, & C
13. Filed Affidavit of William R. Hobson with Exhibits A through F dated June 2, 2011
14. Order of Judge Carmen T. Mullen dated June 10, 2011
15. Summons and Complaint dated November 13, 2009
16. Amended Answer Counterclaims and Third Party Complaint dated October 29, 2011

17. Stipulation of Dismissal of Counterclaims of the Defendant date May 9, 2013
18. Appellant's Supplemental Memorandum in opposition to Respondent's Motion for Summary Judgment dated May 30, 2013
19. Email of Respondent of May 10, 2013 4:33pm



Brian D. McDaniel
Law Office Of Brian McDaniel, LLC
Post Office Box 2085
Beaufort, South Carolina 29901
SC Bar # 68618
(843) 379-5117

Attorney for the Appellant

Rule 209(c) Certification: I certify that this designation contains no matter which is irrelevant to the appeal.



Brian D. McDaniel
Law Office Of Brian McDaniel, LLC
Post Office Box 2085
Beaufort, South Carolina 29901
SC Bar # 68618
(843) 379-5117

Attorney for the Appellant

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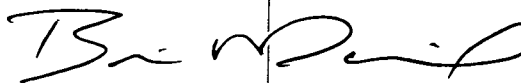
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PROOF OF SERVICE

I certify that I have served the Initial Brief of the Appellant and Appellant's Designation of Matter to be included in the record on appeal on The Callawassie Island Members Club, Inc. by depositing a copy of it in the United States Mail, postage prepaid, on September 18, 2013, addressed to its attorneys of record, Ehrick K. Haight, Jr., Esquire, P.O. Drawer 6067, Hilton Head Island, SC 29938; Howell, Gibson & Hughes, P.A., Stephen P. Hughes, Esquire, William T. Young, Esquire, P. O. Drawer 40, Beaufort, SC 29901-0040.

September 18, 2013



Brian D. McDaniel
Law Office of Brian McDaniel, LLC
Post Office Box 2085
Beaufort, South Carolina 29901
(843) 379-5117
Attorney for Appellant

Other Counsel of Record:

Minor, Haight & Arundell, P.C.
Ehrick K. Haight, Jr., Esquire
P.O. Drawer 6067
Hilton Head Island, SC 29938
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Beaufort, SC 29901-0040
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2008 Spectable Street
Beaufort, South Carolina 29902
Attorney for the Defendant/ Appellant